

Union Calendar No. 203

106TH CONGRESS
1ST SESSION

H. R. 764

[Report No. 106-360]

To reduce the incidence of child abuse and neglect, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 1999

Ms. PRYCE of Ohio (for herself, Mr. EWING, Mr. GREENWOOD, Mr. DELAY, and Mrs. JONES of Ohio) introduced the following bill; which was referred to the Committee on the Judiciary

OCTOBER 1, 1999

Additional sponsors: Mr. SHOWS, Mr. LIPINSKI, Mr. FROST, Mr. ENGLISH, Mr. SHIMKUS, Mr. OXLEY, Mr. MCHUGH, Mr. WISE, Mr. FOLEY, Mr. HILLIARD, Mr. BURTON of Indiana, Mrs. KELLY, Mr. MATSUI, Mrs. MYRICK, Mr. CUMMINGS, Mr. BOEHLERT, Mrs. FOWLER, Mr. CRAMER, Mr. HOBSON, Mr. COOKSEY, Mr. FRANKS of New Jersey, Mrs. JOHNSON of Connecticut, Mr. LAHOOD, Mr. BONIOR, Mr. PITTS, Mr. BLILEY, Mr. GARY MILLER of California, Mr. ARMEY, Mrs. CHRISTENSEN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Ms. KILPATRICK, Ms. NORTON, Mr. RUSH, Mr. THOMPSON of Mississippi, Ms. JACKSON-LEE of Texas, Mrs. CLAYTON, Ms. MILLENDER-MCDONALD, Mr. WATT of North Carolina, Mr. JEFFERSON, Mr. BISHOP, Mrs. MEEK of Florida, Ms. LEE, Ms. CARSON, Mr. RANGEL, Mr. CLYBURN, Mr. GREEN of Wisconsin, Mr. PORTMAN, Mr. MEEKS of New York, Mr. LAMPSON, and Mr. WEXLER

OCTOBER 1, 1999

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To reduce the incidence of child abuse and neglect, and
for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Abuse Preven-
5 tion and Enforcement Act”.

6 **SEC. 2. IMPROVEMENT OF ACCESS TO CERTAIN COURT**
7 **AND LAW ENFORCEMENT RECORDS TO PRE-**
8 **VENT CHILD ABUSE.**

9 (a) DESCRIPTION OF GRANT PROGRAM.—Section
10 1402 of the Omnibus Crime Control and Safe Streets Act
11 of 1968 (42 U.S.C. 3796aa–1) is amended by adding be-
12 fore the period at the end the following: “or to provide
13 child protective workers and child welfare workers (in pub-
14 lic and private agencies, who, in the course of their official
15 duties, are engaged in the assessment of risk and other
16 actions related to the protection of children, including
17 placement of children in foster care) access to criminal
18 conviction information and orders of protection based on
19 a claim of domestic or child abuse, or to improve law en-
20 forcement access to judicial custody orders, visitation or-
21 ders, protection orders, guardianship orders, stay away or-
22 ders, or other similar judicial orders”.

1 (b) APPLICATION TO RECEIVE GRANTS.—Section
2 1403 of such Act (42 U.S.C. 3796aa–2) is amended—

3 (1) in paragraph (1), by inserting before the
4 semicolon at the end the following: “or to provide
5 child protective workers and child welfare workers
6 (in public and private agencies, who, in the course
7 of their official duties, are engaged in the assess-
8 ment of risk and other actions related to the protec-
9 tion of children, including placement of children in
10 foster care) access to criminal conviction information
11 and orders of protection based on a claim of domes-
12 tic or child abuse, or to improve law enforcement ac-
13 cess to judicial custody orders, visitation orders, pro-
14 tection orders, guardianship orders, stay away or-
15 ders, or other similar judicial orders”; and

16 (2) in paragraph (2), by inserting before the pe-
17 riod at the end the following: “or to provide child
18 protective workers and child welfare workers (in
19 public and private agencies, who, in the course of
20 their official duties, are engaged in the assessment
21 of risk and other actions related to the protection of
22 children, including placement of children in foster
23 care) access to criminal conviction information and
24 orders of protection based on a claim of domestic or
25 child abuse, or to improve law enforcement access to

1 judicial custody orders, visitation orders, protection
2 orders, guardianship orders, stay away orders, or
3 other similar judicial orders”.

4 (c) REVIEW OF APPLICATIONS.—Section 1404(a) of
5 such Act (42 U.S.C. 3796aa–3(a)) is amended in the mat-
6 ter preceding paragraph (1) by inserting after “to receive
7 a grant” the following: “for closed circuit televising of tes-
8 timony of children who are victims of abuse”.

9 (d) DEFINITIONS.—Section 1409(2) of such Act (42
10 U.S.C. 3796aa–8(2)) is amended by inserting before the
11 period at the end the following: “or the taking of a child
12 in violation of a court order”.

13 (e) CONFORMING AMENDMENT.—Part N of title I of
14 such Act (42 U.S.C. 3796aa) is amended in the heading
15 to read as follows:

1 **“PART N—GRANTS FOR CLOSED-CIRCUIT TELE-**
2 **VISING OF TESTIMONY OF CHILDREN WHO**
3 **ARE VICTIMS OF ABUSE AND FOR IMPROV-**
4 **ING ACCESS TO COURT AND LAW ENFORCE-**
5 **MENT RECORDS FOR THE PURPOSE OF PRE-**
6 **VENTING CHILD ABUSE”.**

7 **SEC. 3. USE OF FUNDS UNDER BYRNE GRANT PROGRAM**
8 **FOR CHILD PROTECTION.**

9 Section 501(b) of title I of the Omnibus Crime Con-
10 trol and Safe Streets Act of 1968 (42 U.S.C. 3751) is
11 amended—

12 (1) by striking “and” at the end of paragraph
13 (25);

14 (2) by striking the period at the end of para-
15 graph (26) and adding “; and”; and

16 (3) by adding at the end the following:

17 “(27) enforcing child abuse and neglect laws
18 and programs designed to prevent child abuse and
19 neglect.”.

20 **SEC. 4. INCREASE IN SET ASIDE FOR CHILD ABUSE VIC-**
21 **TIMS UNDER THE VICTIMS OF CRIME ACT OF**
22 **1984.**

23 Section 1402(d)(2) of the Victims of Crime Act of
24 1984 is amended by striking “\$10,000,000” and inserting
25 “\$20,000,000”.

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